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REGIONAL HEARING CLERK
EPA REGION VI

IN THE MATTER OF

**Brine Service Co. Superfund Site
Corpus Christi, Nueces County, Texas**

**Anadarko E&P Company LP
ConocoPhillips Company
El Paso Merchant Energy-Petroleum Company
Hess Corporation
Sunoco, Inc. (R&M)
Texaco, Inc.**

Respondents

**Proceeding under Sections 104, 106(a), 122(a),
And 122(d)(3) of the Comprehensive
Environmental Response, Compensation, and
Liability Act of 1980, as amended,
42 U.S.C. §§ 9604, 9606(a), and 9622(a).**

**U.S. EPA DOCKET NO.
CERCLA 06-09-04**

**ADMINISTRATIVE ORDER
ON CONSENT**

**FIRST AMENDMENT TO THE ADMINISTRATIVE ORDER ON CONSENT FOR
REMEDIAL INVESTIGATION/FEASIBILITY STUDY**

On October 21, 2009, the United States Environmental Protection Agency ("EPA") and the Respondents listed above ("Respondents") entered into an Administrative Order on Consent, Docket No. CERCLA 06-09-04 ("Order"), in connection with a remedial investigation and feasibility study ("RI/FS") for the Brine Service Company Superfund site ("Site") in Corpus Christi, Nueces County, Texas. This First Amendment to Administrative Order on Consent for Remedial Investigation/Feasibility Study ("First Amendment") is issued under the authority vested in the President of the United States by Sections 104, 106(a), 107, and 122 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. §§ 9604, 9606, 9607, and 9622. The authority vested in the President has been delegated to the Administrator of the EPA by Executive Order 12580, 52 Fed. Reg. 2923 (Jan. 29, 1987), and further delegated to the Regional Administrators of the EPA by EPA Delegation No. 14-14-C (May 11, 1994). This authority has been redelegated by the Regional Administrator to the Director, Superfund Division, by EPA Regional Delegation No. R6-14-14-C (June 8, 2001).

Section XXIX (Effective Date and Subsequent Modification), Paragraph 104 of the AOC states that the "Order may be amended by mutual agreement of the EPA and Respondents." Further, such "Amendments shall be in writing and shall be effective when signed by the EPA.

Pursuant to Section XXIX, the Order is hereby modified and amended by mutual agreement of the EPA and Respondents to provide the Respondents with a schedule extension to December 31, 2009, for the submission of the RI/FS work plan, and all associated plans and modifications.

Except as specified in this First Amendment, all other terms and conditions of the Order are unchanged and remain in full effect.

This amendment is effective on the date signed by EPA. Upon amendment of the Order, Respondents shall undertake all necessary work set forth in the Statement of Work and Respondents shall continue such activities with EPA oversight through the date that EPA makes the determination that all Work described in the RI/FS Statement of Work has been fully performed in accordance with the Order and provides written notice to Respondents of that determination, as required in Section XXX, Paragraph 106 of the Order, unless otherwise agreed by EPA and the Respondents.

IT IS SO AGREED AND ORDERED:

U.S. Environmental Protection Agency

By:

for

J. Chris Petersen
Samuel Coleman, P.E.
Director, Superfund Division, Region 6

11/17/09
[Date]